

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

THORCO, INC.,

Debtor.

CV 25–78–M–DWM

ORDER

DENNIS THORNTON,

Plaintiff-Appellant,

vs.

CHRISTY L. BRANDON, a Chapter 7  
Trustee for THORCO, INC., and  
BRETT CAHOON, United States  
Trustee,

Defendant-Appellees.


On June 6, 2025, Plaintiff-Appellant Dennis Thornton filed a notice of appeal and statement of election appealing an order denying his two motions to dismiss in a Chapter 7 bankruptcy proceeding. (Doc. 1; 9:22-bk-90119-WLH (Bnkr. D. Mont. 2022), Docs. 512 (Motion to Dismiss); 544 (Motion to Dismiss); 563 (Order).)

Rule 8009 of the Federal Rules of Bankruptcy Procedure governs the designation of record on appeal. The Court has received Thornton’s designation of

record, (Doc. 13), which is in technical compliance with the Rule as it includes the required record items, Fed. R. Bankr. P. 8009(a)(4), but it is staggeringly overbroad. Indeed, Thornton includes nearly the entire record of the underlying bankruptcy proceeding. (*Id.*)

Accordingly, IT IS ORDERED that docket entries 1 through 586 of the Bankruptcy Court record, (9:22-bk-90119-WLH (Bnkr. D. Mont. 2022), Docs. 1–586), are Thornton’s designated record on appeal; however, these items will not be filed in the above-captioned case docket. Any reference to them in this matter shall be formatted as: “(Bankr. Doc. [ECF number] at [page].)”.

DATED this 22<sup>nd</sup> day of July, 2025.



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Donald W. Molloy, District Judge  
United States District Court